



01/18/05

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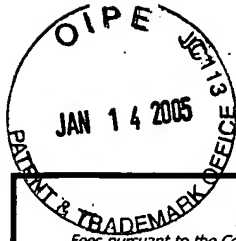
<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/030,741
		Filing Date	November 30, 2001
		First Named Inventor	Dyszlewski, Mary M.
		Art Unit	1616
		Examiner Name	Jones, Dameron Levest
Total Number of Pages in This Submission	10	Attorney Docket Number	717859.11 (1328US)

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC <i>(Appeal Notice, Brief, Reply Brief)</i>
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
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<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Blackwell Sanders Peper Martin, LLP		
Signature			
Printed Name	Lawrence E. Evans		
Date	1/14/05	Reg. No.	29,531

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Express Mail Label No.: EV 528422798 US			
Signature			
Typed or printed name	Jennifer Christopher	Date	14 January 05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Effective on 12/08/2004  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818)

# FEE TRANSMITTAL for FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ ) 130.00

## Complete if Known

Application Number	10/030,741
Filing Date	November 30, 2001
First Named Inventor	Dyszlewski, Mary M.
Examiner Name	Jones, Dameron Levest
Art Unit	1616
Attorney Docket No.	717859.11 (1328 US)

☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please specify): \_\_\_\_\_  
☒ Deposit Account Deposit Account Number 11-0160 Deposit Account Name Blackwell Sanders Peper Martin, LLP

For the above-identified deposit account, the Director is authorized to: (check all that apply)

☒ Charge fees indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**  
☒ Charge any additional fee(s) or ☒ Credit any overpayments

underpayments of fee(s) under 37 CFR 1.16 and 1.17

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## FEE CALCULATION

### 1. BASIC FILING, SEARCH AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees paid (\$)
	Small Entity	Small Entity	Small Entity	Small Entity	Small Entity	Small Entity	
Utility	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Design	300	150	500	250	200	100	
Plant	200	100	100	50	130	65	
Reissue	200	100	300	150	160	80	
Provisional	300	150	500	250	600	300	
	200	100	0	0	0	0	

### 2. EXCESS CLAIM FEES

Fee Description	Small Entity	Small Entity
	Fee(\$)	Fee(\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims Extra Claims Fee (\$) Fee Paid (\$) Multiple Dependent Claims Fee (\$) Fee Paid (\$)

- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP= highest number of total claims paid for, if greater than 20

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)

- 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP= highest number of total claims paid for, if greater than 3

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

-100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Terminal disclaimer fee under 37 CFR 1.20(d)

Fee Paid (\$)

\$130.00

### SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	29,531	Telephone	314-345-6000
Name (Print/Type)	Lawrence E. Evans	Date	1/14/05		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Dyszlewski, Mary M. :  
: Examiner: Jones, Dameron Levest  
: Serial No.: 10/030,741 : Group Art Unit: 1616  
: Filed: November 30, 2001 : Attorney Docket No.: 717859.11/1328:H  
: For: THE USE OF :  
: AMINOPOLYCARBOXYLATE LIGANDS: :  
: IN LABELING BIOLOGICALLY ACTIVE :  
: SUBSTRATES WITH A Tc-99m :  
: TRICARBONYL PRECURSOR : Customer No.: 027128  
: Confirmation No.: 2094  
Last Office Action: November 30, 2004 :

AMENDMENT UNDER 37 C.F.R. 1.116

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed November 30, 2004, containing a Final Rejection, please amend the above-identified application in accordance with the amendments and remarks as set forth herein. Applicant's attorney expresses his appreciation for a telephonic interview conducted on January 4, 2005 during which further amendments to the claims as indicated below were discussed as well as the requirement for a terminal disclaimer covering both US patents 6,359,119 and 6,344,178. Applicant's attorney indicated that the claims would be amended to include the requirement that the ligands would have at least three carboxylate groups and that IDA would be cancelled from the claims. Such terminal disclaimer as was discussed is enclosed herewith. It is believed that the amendments below and the terminal

Application of: Dyszlewski, Mary M.

Serial No.: 10/030,741

Amendment Under 37 C.F.R. 1.116

disclaimer place this application in condition for allowance. Accordingly, the Examiner is respectfully requested to enter this amendment.

**Amendments to the claims** are reflected in the listing of claims that begins on page 3.

**Remarks/Arguments** begin on page 6 of this document